

Judge Jones

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARK E. VAN SCOY and ALBERT K.
KWAN,

Plaintiffs,

v.

BUREAU OF ALCOHOL, TOBACCO,
FIREARMS AND EXPLOSIVES,

Defendant.

CASE NO. C16-725RAJ

**STIPULATION FOR ORDER
DISMISSING ACTION WITH
PREJUDICE; ORDER THEREON**

WHEREAS this is an action brought under 18 U.S.C. § 923(f)(3) on behalf of plaintiffs Mark E. Van Scoy and Albert K. Kwan, *dba* “Historic Research,” to challenge the denial by defendant Bureau of Alcohol, Tobacco, Firearms and Explosives (hereafter “ATF”) of their application for a Federal Firearms License;

WHEREAS ATF has filed a motion for summary judgment (Dkt. # 11) which is pending before the Court;

WHEREAS plaintiffs Van Scoy and Kwan wish to dismiss their lawsuit with prejudice;

WHEREAS ATF had no objection to a dismissal of this lawsuit with prejudice;

NOW THEREFORE, the parties, through their respective attorneys of record, do hereby stipulate and agree that the Court may make and enter the following order:

1. This action shall be dismissed with prejudice;

2. Each side shall bear its own costs of suit and attorney's fees;
3. The pending summary judgment motion (Dkt. # 11) shall be denied as moot.

SO STIPULATED.

DATED this 31st day of October, 2016.

ANNETTE L. HAYES
United States Attorney

/s/ Brian C. Kipnis
BRIAN C. KIPNIS
Assistant United States Attorney
Office of the United States Attorney for the
Western District of Washington
5220 United States Courthouse
700 Stewart Street
Seattle, WA 98101-1271
Phone: (206) 553-7970
E-mail: brian.kipnis@usdoj.gov

Attorneys for Defendant

1 SO STIPULATED.

2 DATED this 31st day of October, 2016

3 LAW OFFICE OF J.R. CONTE

4 /s/ Joseph R. Conte
5 JOSEPH R. CONTE
6 400 Seventh St., N.W., #206
7 Washington, D.C. 20004
8 Phone: (202) 638-4100
9 Fax: (202) 628-0249
10 E-mail: dcgunlaw@gmail.com

11 LAW OFFICE OF ERIC STAHLFELD

12 /s/ Eric R. Stahlfeld
13 ERIC R. STAHLFELD
14 1345 S.W. 155th St., #101
15 Seattle, WA 98166
16 Phone: (206) 248-8016
17 E-mail: stahlfelde@aol.com

18 Attorneys for Plaintiffs

19 **ORDER**

20 IT IS SO ORDERED.

21 DATED this ____ day of _____, 2016.

22 RICHARD A. JONES
23 United States District Judge